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Paper No. 6  
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**SEP 26 2001**

In re Application of  
Richard A. Booth  
Application No. 09/819,033  
Filed: 31 August, 2000  
For: Control Methodology for  
Inertial Energy Storage Devices

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: DECISION GRANTING PETITION  
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**OFFICE OF PETITIONS**

This is a decision on the renewed petition filed on 5 July, 2001, requesting that the Continued Prosecution Application (CPA) filed on 31 August, 2000, and based on prior application No. 09/235,192 (issued as U.S. Patent No. 6,120,411 on 19 September, 2000) be treated as a continuation application under 37 CFR 1.53(b), rather than 37 CFR 1.53(d), and be accorded a filing date of 31 August, 2000.

The petition is **GRANTED**.

The renewed petition is accompanied by a specification, drawings, and a signed declaration, which petitioner states are a copy of the complete non-provisional application. The submission of these application papers with the petition is understood as a representation by *pro se* applicant that the specification and drawings do not contain any subject matter that would have been new matter in the prior application.

This application is being forwarded to the Office of Initial Patent Examination for further processing as an application filed under 37 CFR 1.53(b), not under 37 CFR 1.53(d), with a filing date of 31 August, 2000, using the application papers supplied on 5 July, 2001.

Telephone inquiries concerning this matter may be directed to Petitions Attorney Douglas I. Wood at (703)308-6918.

Beverly M. Flanagan  
Supervisory Petitions Examiner  
Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy